

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
ENTERED

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

AUG 14 2003

JOHN MATEJA, Individually and as
Personal Representative of the ESTATE
OF SHARON MATEJA, Deceased,
MARC MATEJA, ERIC MATEJA AND
NICHOLAS MATEJA

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Michael N. Milby, Clerk of Court

CIVIL ACTION NO. H-02-1377

V.

FORD MOTOR COMPANY

ORDER GRANTING
FORD MOTOR COMPANY'S
MOTION TO STRIKE UNTIMELY EXPERT REPORT

The Court finds that the June 27, 2003 report of Gerald Rosenbluth is untimely under terms of the Court's February 21 order amending the deadline for Plaintiffs to designate a new expert and to provide a new report. Therefore, the Court hereby ^{in part} GRANTS Defendant Ford Motor Company's

"Motion to Strike Untimely Expert Report" and makes the following orders.

^(#81)
^{to the extent it adds additional theories or factual bases for opinions rather than merely clarifying his opinions set forth in his prior report}
IT IS ORDERED that the June 27 report of Gerald Rosenbluth is hereby stricken, and that neither the Plaintiffs nor any of their experts shall be entitled to refer to that report at the trial of this cause; and

IT IS FURTHER ORDERED that Mr. Rosenbluth shall not be permitted to express any expert opinions that were not disclosed in his April 1, 2003 report. ^{except to the extent his existing opinions were clarified in his report of July 27, 2003}

SIGNED this the 13th day of August, 2003.

Marcia A. Crone
Hon. Marcia Crone
United States Magistrate Judge

107

APPROVED AS TO FORM AND CONTENT:

A handwritten signature in black ink, appearing to read "Deborah J. Bullion", is written over a horizontal line.

DEBORAH J. BULLION

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P. WAYNE PICKERING

Texas State Bar No. 15975030

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